

**RECEIVED
CENTRAL FAX CENTER**

ATTORNEY DOCKET NO. 10003516-1

AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599

MAY 23 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Zohar Yakhini

Serial No.: 09/938,937

Examiner: Sisson, Bradley L.

Filing Date: August 24, 2001

Group Art Unit: 1634

Title: Use of Unstructured Nucleic Acids in Assaying Nucleic Acid Molecules

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

| | |
|----------------------------------------------------------------------------------------------------|-------------------------------------------------------------|
| <input checked="" type="checkbox"/> Response/Amendment | <input type="checkbox"/> Petition to extend time to respond |
| <input type="checkbox"/> New fee as calculated below | <input type="checkbox"/> Supplemental Declaration |
| <input checked="" type="checkbox"/> No additional fee (Address envelope to "Mail Stop Amendments") | |
| <input type="checkbox"/> Other: | (Fee \$ _____) |

| CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY | | | | | | |
|---------------------------------------------------------------------------|--------------------------------------------|---------------------------------|----------------------------------------------|-----------------------------------------|-------------|---------------------------|
| (1) FOR | (2) CLAIMS REMAINING AFTER AMENDMENT | (3) NUMBER EXTRA | (4) HIGHEST NUMBER PREVIOUSLY PAID FOR | (5) PRESENT EXTRA | (6) RATE | (7) ADDITIONAL FEES |
| TOTAL CLAIMS | 5 | MINUS | 20 | = 0 | x 50 | \$ 0 |
| INDEP. CLAIMS | 1 | MINUS | 3 | = 0 | x 200 | \$ 0 |
| <input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM | | | | | + 360 | \$ 0 |
| EXTENSION FEE | 1 ST MONTH 120.00 | 2 ND MONTH 450.00 | 3 RD MONTH 1020.00 | 4 TH MONTH 1590.00 | | \$ 0 |
| | | | | OTHER FEES | | \$ 0 |
| | | | | TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | \$ 0 |

Charge \$ 0 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Zohar Yakhini

By


 Cynthia D. Lee
 Attorney/Agent for Applicant(s)

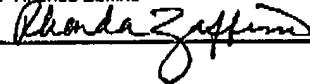
I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below:

Date of facsimile: May 23, 2006 (12 pages total)

Reg. No. 46,033

Typed Name: Rhonda Zaffino

Date: May 23, 2006

 Signature: 

Telephone No. (770) 933-9500

AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599

DUPLICATE

ATTORNEY DOCKET NO. 10003516-1

RECEIVED
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Zohar Yakhini

MAY 23 2006

Serial No.: 09/938,937

Examiner: Sisson, Bradley L.

Filing Date: August 24, 2001

Group Art Unit: 1634

Title: Use of Unstructured Nucleic Acids in Assaying Nucleic Acid Molecules

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

| | |
|----------------------------------------------------------------------------------------------------|-------------------------------------------------------------|
| <input checked="" type="checkbox"/> Response/Amendment | <input type="checkbox"/> Petition to extend time to respond |
| <input type="checkbox"/> New fee as calculated below | <input type="checkbox"/> Supplemental Declaration |
| <input checked="" type="checkbox"/> No additional fee (Address envelope to "Mail Stop Amendments") | |
| <input type="checkbox"/> Other: | (Fee \$ _____) |

| CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY | | | | | | |
|---------------------------------------------------------------------------|----------------------------------------------------------|----------------------------------------------------------|-----------------------------------------------------------|-----------------------------------------------------------|-------------|---------------------------|
| (1) FOR | (2) CLAIMS REMAINING AFTER AMENDMENT | (3) NUMBER EXTRA | (4) HIGHEST NUMBER PREVIOUSLY PAID FOR | (5) PRESENT EXTRA | (6) RATE | (7) ADDITIONAL FEES |
| TOTAL CLAIMS | 5 | MINUS | 20 | = 0 | x 50 | \$ 0 |
| INDEP. CLAIMS | 1 | MINUS | 3 | = 0 | x 200 | \$ 0 |
| <input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM | | | | | + 360 | \$ 0 |
| EXTENSION FEE | 1 ST MONTH 120.00 <input type="checkbox"/> | 2 ND MONTH 450.00 <input type="checkbox"/> | 3 RD MONTH 1020.00 <input type="checkbox"/> | 4 TH MONTH 1580.00 <input type="checkbox"/> | | \$ 0 |
| | | | | OTHER FEES | | \$ 0 |
| | | | | TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | \$ 0 |

Charge \$ 0 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Zohar Yakhini

By


Cynthia D. Lee
Attorney/Agent for Applicant(s)

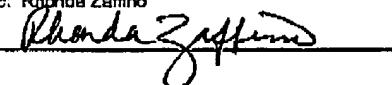
I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below:

Date of facsimile: May 23, 2006 (12 pages total)

Reg. No. 46,033

Typed Name: Rhonda Zaffino

Date: May 23, 2006

Signature: 

Telephone No. (770) 933-9500

**RECEIVED
CENTRAL FAX CENTER**

MAY 23 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

| | |
|------------------------|---------------------------------------|
| Zohar Yakhini | Confirmation No.: 2672 |
| Serial No.: 09/938,937 | Group Art Unit: 1634 |
| Filed: August 24, 2001 | Examiner: Sisson, Bradley L. |
| | Docket No. 10003516-1 (50113-1100) |

For: **Use of Unstructured Nucleic Acids
in Assaying Nucleic Acid Molecules**

RESPONSE (WITH AMENDMENTS)

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The outstanding non-final Office Action mailed **February 23, 2006** (part of Paper No./Mail Date 21022006) has been carefully considered. In response thereto, please enter the following amendments in which claim 10 is amended. Claims 10-14 are now pending in the present application. Reconsideration and allowance of the application and presently pending claims, as amended, are respectfully requested.

AUTHORIZATION TO DEBIT ACCOUNT

It is believed that no extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to deposit account no. 50-1078.